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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
FRED LAVENDER,  
  
Defendant.

CASE NO. 2:19-CR-239-TLN

STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
FINDINGS AND ORDER

DATE: June 18, 2020  
TIME: 9:30 a.m.  
COURT: Hon. Troy L. Nunley

**STIPULATION**

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on June 18, 2020.
2. By this stipulation, defendant now moves to continue the status conference until July 16, 2020, at 9:30 a.m., and to exclude time between June 18, 2020, and July 16, 2020, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case includes approximately 75 pages of reports and 19 audio or video recordings. All of this discovery has been either produced directly to counsel and/or made available for inspection and copying.
  - b) Counsel for defendant desires additional time to consult with her client, review

1 the charges, continue to further research the defendant's criminal history, further research  
2 possible defenses, further review evidence, discuss possible defenses and resolution, engage in  
3 further plea negotiations with the assigned AUSA, and otherwise prepare for trial.

4 c) Counsel for defendant believes that failure to grant the above-requested  
5 continuance would deny her the reasonable time necessary for effective preparation, taking into  
6 account the exercise of due diligence.

7 d) The government does not object to the continuance.

8 e) Based on the above-stated findings, the ends of justice served by continuing the  
9 case as requested outweigh the interest of the public and the defendant in a trial within the  
10 original date prescribed by the Speedy Trial Act.

11 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
12 et seq., within which trial must commence, the time period of June 18, 2020 to July 16, 2020,  
13 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]  
14 because it results from a continuance granted by the Court at defendant's request on the basis of  
15 the Court's finding that the ends of justice served by taking such action outweigh the best interest  
16 of the public and the defendant in a speedy trial.

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4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial must commence.

IT IS SO STIPULATED.

Dated: June 15, 2020

McGREGOR W. SCOTT  
United States Attorney

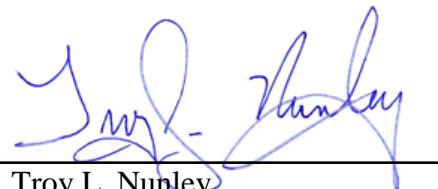
/s/ MICHAEL W. REDDING  
MICHAEL W. REDDING  
Assistant United States Attorney

Dated: June 15, 2020

/s/ Lexi Negin  
Lexi Negin  
Counsel for Defendant  
FRED LAVENDER

### FINDINGS AND ORDER

IT IS SO FOUND AND ORDERED this 16<sup>th</sup> day of June, 2020.

  
Troy L. Nunley  
United States District Judge